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**UTILITY
PATENT APPLICATION™
TRANSMITTAL**

Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. P04,0042

First Named Inventor or Application Identifier

Josef Chalupper

Express Mail Label No: EV 361385501 US

17302 US PTO
10/789923

022704

ADDRESS TO: **Commissioner for Patents
Mail Stop Patent Application
PO Box 1450
Alexandria, VA 22313-1450**

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

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| <p>1. <input checked="" type="checkbox"/> Specification Total Pages <u>12</u></p> <p>2. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) Total Pages <u>2</u></p> <p>3. <input checked="" type="checkbox"/> Declaration and Power of Attorney Total Pages <u>2</u></p> <p style="margin-left: 20px;">a. <input type="checkbox"/> Executed (original or copy)</p> <p style="margin-left: 20px;">b. <input type="checkbox"/> Copy from prior application (37 CFR 1.63(d))
<i>(for continuation/divisional with Box 14 completed)</i></p> <p>[Note Box 4 Below]</p> <p>i. <input type="checkbox"/> DELETION OF INVENTOR(S)
Signed statement attached deleting Inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>4. <input type="checkbox"/> Incorporation By Reference (usable if Box 3b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.</p> | <p>5. <input type="checkbox"/> Assignment Papers (cover sheet & documentation)</p> <p>6. <input checked="" type="checkbox"/> Letter under 37 CFR 1.41(c).</p> <p>7. <input type="checkbox"/> English Translation Document (<i>if applicable</i>)</p> <p>8. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>9. <input type="checkbox"/> Amendment "A" Prior To Action</p> <p>10. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)
<i>(Should be specifically itemized)</i></p> <p>11. <input type="checkbox"/> Small Entity Status</p> <p>12. <input type="checkbox"/> Certified copy of Priority Document (s) German Application No. 103 08 655.2 filed February 27, 2003</p> <p>13. <input type="checkbox"/> Other: _____</p> |
|--|---|

If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP) of prior application No: _____, Filed _____

CLAIMS AS FILED

	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE 770.00
TOTAL CLAIMS	20	14			
INDEPENDENT CLAIMS	03	4	1	\$86.00	\$86.00
	ANY MULTIPLE DEPENDENT CLAIMS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				
					TOTAL FILING FEE -> \$856.00

- The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this application, or credit any overpayment to ACCOUNT NO. 501519. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$856.00 to cover the filing fee is enclosed.

15. CORRESPONDENCE ADDRESS

Customer Number: 000026574

SCHIFF HARDIN LLP
Patent Department
6600 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606
Telephone (312) 258-5500 - Fax (312) 258-5921

SIGNATURE: Mark Beigner (Reg. No. 15,877)
JS/MB:BC
U-11

DATE: February 27, 2004

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number: EV361385501US

Date of Deposit: February 27, 2004

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Mail Stop Patent Application, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

U.S. Patent Application for Josef Chalupper entitled "DEVICE AND METHOD TO ADJUST A HEARING DEVICE", a letter under 37 CFR 1.41(c), two sheets of drawings containing 2 Figures, an unsigned Declaration and appropriate government filing fee. (Attorney's Docket No. P04,0042).



Signature of Person Mailing Application and Fees



A Limited Liability Partnership Including Professional Corporations
Mark Bergner
(312) 258-5779
Email: mbergner@schiffhardin.com

6600 SEARS TOWER
CHICAGO, ILLINOIS 60606
t 312.258.5500
f 312.258.5600
www.schiffhardin.com

Patent Department Facsimile: (312) 258-5921

February 27, 2004

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Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**RE: Proposed Patent Application for Josef Chalupper Entitled
"DEVICE AND METHOD TO ADJUST A HEARING DEVICE",
Claiming Priority From German 103 08 655.2 of February 27, 2003,
Our Case No. P04,0042.**

SIR:

Under the provisions of 37 CFR 1.41(c), I am filing on behalf of the inventor, Josef Chalupper, the attached patent application with one set of drawings containing 2 sheets with 2 Figures, an unsigned Declaration and appropriate government filing fee.

On behalf of the inventor, I hereby claim priority from German Application No. 103 08 655.2 of February 27, 2003.

I request that the application be assigned a Serial No. and Filing Date pursuant to the provisions of 37 CFR 1.53(b) and 37 CFR 1.53(f).

Very sincerely,

A handwritten signature in black ink that reads "Mark Bergner".

Mark Bergner
(Reg. No. 45,877)
SCHIFF HARDIN LLP

MB/pav

Enclosures